

STATE OF MAINE
PUBLIC UTILITIES COMMISSION

Docket No. 2003-528

August 21, 2003

BANGOR HYDRO-ELECTRIC COMPANY
Request for Approval of a Special Rate
Contract with Jasper Wyman & Son

ORDER APPROVING
CONTRACT

WELCH, Chairman; DIAMOND and REISHUS, Commissioners

SUMMARY OF DECISION

By this Order, the Commission approves Bangor Hydro-Electric Company's (BHE's or the Company) proposed targeted rate contract (TRC) with Jasper Wyman & Son.

DISCUSSION AND DECISION

On July 17, 2003, BHE filed with this Commission a proposed CSA with Jasper Wyman & Son. Pursuant to BHE's Flexible Pricing Program approved by Commission Order Approving Stipulation dated March 12, 2002 in Docket No. 2001-194, contracts with terms no more than three years; that are not anti-competitive or unduly discriminatory; that provide annual, usage-sensitive revenues in excess of annual, usage-sensitive marginal costs; and that provide total revenues in excess of the Company's total marginal cost floors plus an adder over the term of the contract, go into effect automatically 30 days after they are filed. This contract complies with the provisions of that Stipulation and would go into effect automatically on August 16, 2003. However, the Company has requested that it be effective on July 1, 2003. In order to become effective on this date, this contract requires Commission review and approval.

We have reviewed the contract and find that there is no significant risk to BHE's other customers as a result of this Agreement. Therefore, we will allow the CSA to go into effect on the date requested by BHE.

Accordingly, we

ORDER

That the Targeted Rate Contract with Jasper Wyman & Son, filed by Bangor Hydro-Electric Company on July 17, 2003, is hereby approved and may become effective as of July 1, 2003, as requested by the Company.

Dated at Augusta, Maine, this 21st day of August, 2003.

BY ORDER OF THE COMMISSION

Dennis L. Keschl
Administrative Director

COMMISSIONERS VOTING FOR: Welch

Diamond
Reishus

NOTICE OF RIGHTS TO REVIEW OR APPEAL

5 M.R.S.A. § 9061 requires the Public Utilities Commission to give each party to an adjudicatory proceeding written notice of the party's rights to review or appeal of its decision made at the conclusion of the adjudicatory proceeding. The methods of review or appeal of PUC decisions at the conclusion of an adjudicatory proceeding are as follows:

1. Reconsideration of the Commission's Order may be requested under Section 1004 of the Commission's Rules of Practice and Procedure (65-407 C.M.R.110) within 20 days of the date of the Order by filing a petition with the Commission stating the grounds upon which reconsideration is sought.
2. Appeal of a final decision of the Commission may be taken to the Law Court by filing, within **21 days** of the date of the Order, a Notice of Appeal with the Administrative Director of the Commission, pursuant to 35-A M.R.S.A. § 1320(1)-(4) and the Maine Rules of Appellate Procedure.
3. Additional court review of constitutional issues or issues involving the justness or reasonableness of rates may be had by the filing of an appeal with the Law Court, pursuant to 35-A M.R.S.A. § 1320(5).

Note: The attachment of this Notice to a document does not indicate the Commission's view that the particular document may be subject to review or appeal. Similarly, the failure of the Commission to attach a copy of this Notice to a document does not indicate the Commission's view that the document is not subject to review or appeal.